S.B. Criminal Misc. Bail Application No.3384/2006
Date : 04.08.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Rakesh Arora for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that no recovery is to be made from the applicant and he is in jail and trial is likely to take long time, therefore, he may be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me and carefully gone through the material available on record.

After hearing learned counsel for the parties, I am of the opinion that in this case since charge-sheet has been filed under Section 377/511 IPC and no investigation is to be made from the applicant and he is in custody, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Bhagwan Singh son of Samarath Singh shall be released on bail in FIR No.346/2006 P.S. Pratapnagar, Bhilwara, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant